IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 16TH NOVEMBER 2007 / 25TH KARTHIKA 1929

Crl.Rev.Pet.No. 2543 of 2005()

CRA.499/2003 of ADDL.SESSIONS COURT,-I, MAVELIKKARA
CC.114/2002 of JUDL.MAGISTRATE OF FIRST CLASS-I, HARIPAD

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REVN. PETITIONER: APPELLANT/ACCUSED:

KOSHY VAIDYAN, S/O.KOSHY VAIDYAN,
MAPPILA VEETTIL, KARTHIKAPALLY VILLAGE,
KARTHIKAPPALLY TALUK.

BY ADV. SRI.BECHU KURIAN THOMAS

RESPONDENTS: RESPONDENTS/COMPLAINANT:

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1. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. ANANDARAJAN, S/O. PADMANABHAN,
THAYYIL THEKKETHIL, CHINGOLI VILLAGE,
CHINGOLI MURI, KARTHIKAPPALLY TALUK.

BY ADV. SRI.S.SREEKUMAR
PUBLIC PROSECUTOR SRI.S.DILEEP

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 16/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Crl. R.P. No. 2543 OF 2005 C

Dated this the 16th day of November, 2007

O R D E R

The revision petitioner, who was the accused in C.C.No.114/2002 on the file of the JFCM-I, Haripad for an offence punishable under section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the trial court for the said offence.

2. Pending this revision, the parties have settled the matter and have filed Crl.M.A.No.12043/2007 under section 147 of the Act for recording the composition entered into by them. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. The composition is recorded and it will have the effect of an acquittal within the meaning of section 320(8) Cr.P.C. The sum of Rs.78,750/- (Rupees seventy eight thousand seven hundred and fifty only) deposited by the revision petitioner before the trial court shall be permitted to be withdrawn by the 2nd respondent/complainant as agreed to in the compounding petition.

This revision petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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